

Declaration for Patent Application

Docket Number: P443119 ALC/jal

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled Allocation of Control Channel in a Communication System, the specification of which is attached hereto unless the following box is checked:

9 was filed on _____;
as United States Application Number or PCT International Application Number _____; and
was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application, which designated at least one country other than the United States listed below, and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application(s) | | | Priority Claimed |
|---------------------------------------|---------------------------------|---|------------------|
| <u>NZ 511155</u> (Application No.) | <u>New Zealand</u> (Country) | <u>April 18, 2001</u> (Day/Month/Year Filed) | : Yes 9 No |
| _____ (Application No.) | _____ (Country) | _____ (Day/Month/Year Filed) | 9 Yes 9 No |

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

| | |
|----------------------------|------------------------|
| _____ (Application No.) | _____ (Filing Date) |
| _____ (Application No.) | _____ (Filing Date) |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

| | | |
|----------------------------|------------------------|--|
| _____ (Application No.) | _____ (Filing Date) | _____ (Status - patented, pending, abandoned) |
| _____ (Application No.) | _____ (Filing Date) | _____ (Status - patented, pending, abandoned) |

Appl. No.: To be assigned
Docket No.: P443119 ALC/jal

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | | |
|-------------------------------------|---|-------------------------------|
| Full name of sole or first inventor | Rex Allen Nisbet | |
| Signature of sole or first inventor | <i>Rex Allen Nisbet</i> | 27 April 2001 ^{Date} |
| Residence | Christchurch, New Zealand | |
| Citizenship | New Zealand | |
| Mailing Address | 17 Ashbourne Street, Burnside, Christchurch, New Zealand | |
| Full name of second inventor | | |
| Signature of second inventor | | Date |
| Residence | | |
| Citizenship | | |
| Mailing Address | | |

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(Supply similar information and signature for subsequent joint inventors, if any)

POWER OF ATTORNEY FROM ASSIGNEE

mkR
5/3/01
Tait Electronics Limited, a New Zealand company, having a principal place of business at 558 Wairakei Road, Burnside, Christchurch, New Zealand, is assignee of the entire right, title and interest for the United States of America (as defined in 35 U.S.C. § 100), by reason of an Assignment to the Assignee executed on April 18, 2001 of an invention known as Allocation of Control Channel in a Communication System (Attorney Docket No. 1378.0030000), which is disclosed and claimed in a patent application of the same title by the inventor Rex Allen Nisbet (said application filed herewith at the U.S. Patent and Trademark Office, having Application Number to be assigned, and claims priority to New Zealand Application Number NZ 511 155, filed April 18, 2001).

The Assignee hereby appoints the following U.S. attorneys to prosecute this application and any continuation, divisional, continuation-in-part, or reissue application thereof, and to transact all business in the U.S. Patent and Trademark Office connected therewith: Robert Greene Sterne, Esq., Reg. No. 28,912; Edward J. Kessler, Esq., Reg. No. 25,688; Jorge A. Goldstein, Esq., Reg. No. 29,021; David K.S. Cornwell, Esq., Reg. No. 31,944; Robert W. Esmond, Esq., Reg. No. 32,893; Tracy-Gene G. Durkin, Esq., Reg. No. 32,831; Michele A. Cimbala, Esq., Reg. No. 33,851; Michael B. Ray, Esq., Reg. No. 33,997; Robert E. Sokohl, Esq., Reg. No. 36,013; Eric K. Steffe, Esq., Reg. No. 36,688; Michael Q. Lee, Esq., Reg. No. 35,239; Steven R. Ludwig, Esq., Reg. No. 36,203; John M. Covert, Esq., Reg. No. 38,759; and Linda E. Alcorn, Esq., Reg. No. 39,588. The Assignee hereby grants said attorneys the power to insert on this Power of Attorney any further identification that may be necessary or desirable in order to comply with the rules of the U.S. Patent and Trademark Office.

The Assignee hereby authorizes the U.S. attorneys named herein to accept and follow instructions from

A.J. Park

Huddart Parker Building, 1 Post Office Square, P.O. Box 949, Wellington, New Zealand

as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and the Assignee. In the event of a change in the persons from whom instructions may be taken, the U.S. attorneys named herein will be so notified by the Assignee.

Send correspondence to:

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Direct phone calls to 202-371-2600.

FOR: Tait Electronics Limited

SIGNATURE: [Signature]

BY: TREVOR LAUGHTON

TITLE: CHIEF TECHNICAL OFFICER

DATE: 27 APRIL 2001